

BIRNBERG & ASSOCIATES
CORY A. BIRNBERG (SBN 105468)
1083 Mission St., Third Floor
San Francisco, California 94103
Telephone Number: (415) 398-1040
Facsimile Number: (415) 398-2001

Attorneys for Plaintiff
JAMES ANTHONY BILLER

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JAMES ANTHONY BILLER, an)	Case No. C 10-05731 SC
individual,)	
)	
Plaintiff,)	
)	STIPULATION AND DISMISSAL
vs.)	WITH PREJUDICE
)	
TERILYN, its engines, tackle, equipment,)	[F.R.C.P. 41(a)]
furnishings, and machinery, <i>in rem</i> ,)	
WESTAR MARINE SERVICES, a business)	
entity of unknown form, <i>in personam</i> ,)	
)	
Defendants.)	
_____)	

NOW COMES PLAINTIFF JAMES ANTHONY BILLER and DEFENDANTS
WESTAR MARINE SERVICES and the tug *TERILYN*, and hereby stipulate to the dismissal of
the entire action with prejudice pursuant to F.R.C.P. 41(a), each party to bear their own costs
and attorneys fees.

Dated: September 11, 2012

BIRNBERG & ASSOCIATES

By: /S/ Cory A. Birnberg
Cory A. Birnberg
Attorneys for Plaintiff

BIRNBERG &
ASSOCIATES
1083 Mission Street,
Third Floor
SAN FRANCISCO
CA, 94103
TEL (415) 398-1040
FAX (415) 398-2001

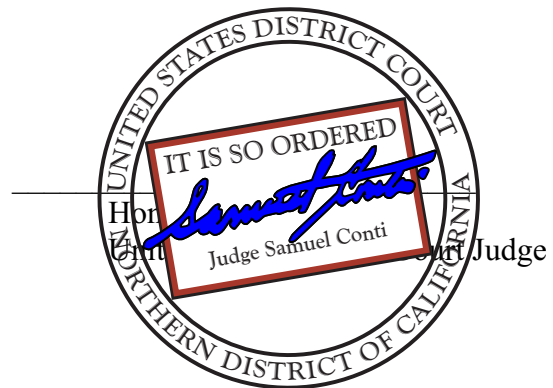
Dated: September 11, 2012

COX, WOOTTON, GRIFFIN,
HANSEN & POULOS, LLP

By: /S/ Max L. Kelley
Max L. Kelley
Richard C. Wootton
Attorneys for Defendants

APPROVED AND SO ORDERED.

Dated: 9/13/12



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ASSOCIATES

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SAN FRANCISCO
CA, 94103

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